

RECEIVED
CENTRAL FAX CENTER

JUL 23 2004

OFFICIAL
ESTEE
LAUDER
COMPANIES

Fax Cover Sheet

DATE: July 23, 2004 TIME: 3:58 PM
TO: Lauren Q. Wells (571) 272-0634
U.S.P.T.O. GAU 1617 FAX: (703) 872-9306
FROM: Dorene M. Price (631) 531-1194
Estée Lauder Companies FAX: (631) 531-1340
RE: Notice of Appeal (S/N 09/248,524)

CC:

Number of pages including cover sheet: 5

Message

Please see the attached documents.

1. Combined Notice of Appeal and Extension of Time (duplicate)

The information contained in this facsimile message is intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original to us at the above address via the US Postal Service. Thank you.

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)**

Docket No.
2870/72 (97.37US-RCE)

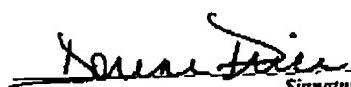
In Re Application Of: Shah

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/248,524	February 9, 1999	Wells, LaurenQ.	NA	1617	NA

Invention: Long-Wearing Cosmetic Compositions

TO THE COMMISSIONER FOR PATENTS:

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:



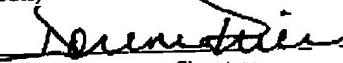
Signature

Dated: July 23, 2004

Dorene M. Price (Reg. No. 43,018)
Estee Lauder Companies
125 Pinelawn Road
Melville, NY 11747
(631) 531-1194

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax: ~~703-373-9306~~
~~July 23, 2004 to 703-372-9306~~
(Date))



Signature

DORENE M. PRICE

Typed or Printed Name of Person Signing Certificate

*This certificate may only be used if paying by deposit account.

Certificate of Mailing

I certify that this document and fee is being deposited on July 23, 2004 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC:

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)**

Docket No.
2870/72 (97.37US-RCE)

In Re Application Of: Shah

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/248,524	February 9, 1999	Wells, Lauren Q.	NA	1617	NA

Invention: Long-Wearing Cosmetic Compositions

COMMISSIONER FOR PATENTS:

This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of
March 23, 2004 in the above-identified application.

Date
Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **March 23, 2004** finally rejecting Claim(s)

Applicant(s) hereby request(s) an extension of time of (check desired time period):

One month Two months Three months Four months Five months

from: June 23, 2004 until: July 23, 2004
Date *Date*

The fee for the Notice of Appeal and Extension of Time has been calculated as shown below:

Fee for Notice of Appeal: \$330.00

Fee for Extension of Time: \$110.00

TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME: \$440.00

The fee for the Notice of Appeal and extension of time is to be paid as follows:

- A check in the amount of _____ for the Notice of Appeal and extension of time is enclosed.

Please charge Deposit Account No. 05-1320 in the amount of \$440.00

The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 05-1320

Any additional filing fees required under 37 C.F.R. 1.16.

Any patent application processing fees under 37 CFR 1.17.

If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 05-1320

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)**

Docket No.
2870/72 (97.37US-RCE)

In Re Application Of: Shah

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/248,524	February 9, 1999	Wells, LaurenQ.	NA	1617	NA

Invention: Long-Wearing Cosmetic Compositions

TO THE COMMISSIONER FOR PATENTS:

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:

Signature

Dated: July 23, 2004

Dorene M. Price (Reg. No. 43,018)
Estee Lauder Companies
125 Pinelawn Road
Melville, NY 11747
(631) 531-1194

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax: 703-923-9300).
July 23, 2004 to 703-872-9300
(Date)

Signature

DORENE M. PRICE

Typed or Printed Name of Person Signing Certificate

*This certificate may only be used if paying by deposit account.

Certificate of Mailing

I certify that this document and fee is being deposited on with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

cc:

P29LARGE/REV03

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)**

Docket No.
2870/72 (97.37US-RCE)

In Re Application Of: Shah

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/248,524	February 9, 1999	Wells, LaurenQ.	NA	1617	NA

Invention: Long-Wearing Cosmetic Compositions

COMMISSIONER FOR PATENTS:

This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of
March 23, 2004 in the above-identified application.

Date

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated March 23, 2004 finally rejecting Claim(s)

Applicant(s) hereby request(s) an extension of time of (check desired time period):

One month Two months Three months Four months Five months

from: June 23, 2004 *Date* until: July 23, 2004 *Date*

The fee for the Notice of Appeal and Extension of Time has been calculated as shown below:

Fee for Notice of Appeal: \$330.00

Fee for Extension of Time: \$110.00

TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME: \$440.00

The fee for the Notice of Appeal and extension of time is to be paid as follows:

- A check in the amount of _____ for the Notice of Appeal and extension of time is enclosed.
- Please charge Deposit Account No. 05-1320 in the amount of \$440.00
- The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 05-1320
 - Any additional filing fees required under 37 C.F.R. 1.16.
 - Any patent application processing fees under 37 CFR 1.17.
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 05-1320